

Summons in a Civil Action (Rev 11/97)

# United States District Court

SOUTHERN DISTRICT OF CALIFORNIA

KAREL SPIKES,

Plaintiff,

vs

JD COLLISION CENTER, INC.;  
PRECISION MOTORS; MD AUTO  
REPAIR & TIRES; JAMACHA ROAD  
ASSOCIATES, LLC and DOES 1  
THROUGH 10, Inclusive,

Defendants.

**SUMMONS IN A CIVIL ACTION**

Case No.

**'07 CV 2396 IEG WMc**

TO: (Name and Address of Defendant)

*MD Auto Repair & Tires  
8750 Jamacha Road  
Spring Valley, CA 91977*

YOU ARE HEREBY SUMMONED and required to file with the Clerk of this Court and serve upon PLAINTIFF'S ATTORNEY

Amy B. Vandevelde, Esq.  
LAW OFFICES OF AMY B. VANDEVELD  
1850 Fifth Avenue  
San Diego, CA 92101  
(619) 231-8883

An answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint.

DEC 20 2007

W. Samuel Hamrick, Jr.

CLERK

DATE

**ARVAUNTE VICTORIA**

By \_\_\_\_\_, Deputy Clerk

AMY B. VANDEVELD, ESQ. SBN 137904  
LAW OFFICES OF AMY B. VANDEVELD  
1850 5TH AVE.  
©AM B. VANDEVELD

SAN DIEGO CA 92101  
619-231-8883 Ref. No. : 0297904-01  
Attorney for : PLAINTIFF Atty. File No. : 07CV2396IEGWMC

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA  
SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : KAREL SPIKES  
DEFENDANT : JD COLLISION CENTER, INC., et al.

Case No.: 07 CV 2396 IEG WMc  
**PROOF OF SERVICE**

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET
3.
  - a. Party served : MD AUTO REPAIR & TIRES  
AUTHORIZED AGENT FOR SERVICE: HECTOR SANCHEZ/RICARDO SANCHEZ
  - b. Person served : NUSER "DOE", MANAGER  
(IRAQ/M/48YRS/5'8"/180LBS/BROWN/BLACK)
4. Address where the party was served 8750 JAMACHA RD.  
SPRING VALLEY, CA 91977 (Business)
5. I served the party
  - b. **by substituted service.** On January 11, 2008 at 12:04 PM I left the documents listed in item 2 with or in the presence of NUSER "DOE", MANAGER,  
IRAQ/M/48YRS/5'8"/180LBS/BROWN/BLACK
    - (1) **(business)** a person at least 18 years of age apparently in charge at the office or usual place of business of the person to be served. I informed him or her of the general nature of the papers.
    - (4) a **declaration of mailing** is attached.
    - (5) I attach a **declaration of diligence** stating actions taken first to attempt personal service.
6. The "Notice to the person served" (on the summons) was completed as follows:
  - c. on behalf of: MD AUTO REPAIR & TIRES  
AUTHORIZED AGENT FOR SERVICE: HECTOR SANCHEZ/RICARDO SANCHEZ  
under [xx] CCP 416.10 (corporation)
7. **Person who served papers**
  - a. RODRIGO LORA
  - b. KNOX ATTORNEY SERVICE, INC.  
2250 Fourth Avenue  
San Diego, California 92101
  - c. 619-233-9700
  - d. Fee for service: \$52.75
  - e. I am:
    - (3) a registered California process server
      - (i) an independent contractor
      - (ii) Registration No.: 479
      - (iii) County: San Diego
8. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: January 24, 2008

Signature:

RODRIGO LORA

Jud. Coun. form rule 982.9

JC Form POS 010 (Rev. January 1, 2007)

PROOF OF SERVICE

AMY B. VANDEVELD, ESQ. SBN 137904  
 LAW OFFICES OF AMY B. VANDEVELD  
 1850 5TH AVE.  
 SAN DIEGO CA 92101  
 619-231-8883  
 Attorney for : PLAINTIFF

Ref. No. : 0297904-01  
 Atty. File No. : 07CV2396IEGWMC

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA  
 SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : KAREL SPIKES  
 DEFENDANT : JD COLLISION CENTER, INC., et al.

Case No.: 07 CV 2396 IEG WMc  
**DECLARATION REGARDING  
 DILIGENCE**

I received the within process on 01/09/08. After due and diligent effort I have been unable to effect personal service on the within named party at the following address(es):

Party served MD AUTO REPAIR & TIRES  
 AUTHORIZED AGENT FOR SERVICE: HECTOR SANCHEZ/RICARDO SANCHEZ

Business : 8750 JAMACHA RD., SPRING VALLEY CA 91977

Attempts to effect service are as follows:

01/09/08 04:38P Attempted service at business; subject not in  
 01/10/08 07:50A Attempted service at business; subject not in  
 01/11/08 12:04P Attempted service-effected substitute service

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Date: January 24, 2008

Signature:

RODRIGO LORA

AMY B. VANDEVELD, ESQ. SBN 137904  
LAW OFFICES OF AMY B. VANDEVELD  
1850 5TH AVE.  
SAN DIEGO CA 92101

619-231-8883 Ref. No. : 0297904-01  
Attorney for : PLAINTIFF Atty. File No. : 07CV2396IEGWMC

UNITED STATES DISTRICT COURT, SO. DISTRICT OF CA  
SOUTHERN JUDICIAL DISTRICT

PLAINTIFF : KAREL SPIKES  
DEFENDANT : JD COLLISION CENTER, INC., et al.

Case No.: 07 CV 2396 IEG WMc  
**DECLARATION OF MAILING**

RE: MD AUTO REPAIR & TIRES  
AUTHORIZED AGENT FOR SERVICE: HECTOR SANCHEZ/RICARDO SANCHEZ

I am a citizen of the United States and am employed in the County of SAN DIEGO, State of California. I am over 18 years of age and not a party to this action. My business address is  
**2250 FOURTH AVENUE, SAN DIEGO CA 92101**

On January 23, 2008 I served the within documents:

**SUMMONS IN A CIVIL ACTION; COMPLAINT; CIVIL COVER SHEET**

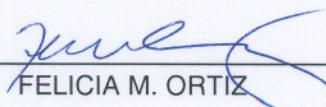
On the party in said action, by mailing a true copy thereof (by first-class mail, postage prepaid), enclosed in a sealed envelope at the mail collection site at my place of employment, addressed to the following:

MD AUTO REPAIR & TIRES  
AUTHORIZED AGENT FOR SERVICE: HECTOR SANCHEZ/RICARDO SANCHEZ  
8750 JAMACHA RD.  
SPRING VALLEY, CA 91977

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed on January 23, 2008 at SAN DIEGO, California.

Signature:



FELICIA M. ORTIZ

**DECLARATION OF MAILING**